



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

Paper No. 5

TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO CA 94111-3834

COPY MAILED

AUG 22 2002

In re Application of :  
Kosaka, et al. :  
Application No. 09/839,978 :  
Filed: April 20, 2001 :  
Attorney Docket No. 018928000110 :

OFFICE OF PETITIONS

LETTER

This is in response to the May 22, 2002 petition under 37 CFR 1.47(a).

The petition is **DISMISSED AS MOOT.**

In accordance with 37 CFR 1.63(d), petitioner has submitted a copy of the executed oath or declaration filed in Application No. 09/183,797, of which the instant filing is a continuing application. Furthermore, a copy of the decision, mailed on January 24, 2002, granting a petition to accord § 1.47(a) status to the prior application has been placed in the file of the present application.

As Rule 1.47(a) status was granted in the prior application, this application is hereby accorded Rule 1.47(a) status.

As no petition is necessary to accord Rule 1.47(a) status in this application, the petition is dismissed as moot. No petition fee is necessary and none has been charged.

As provided in Rule 1.47(c), since notice was provided after the grant of Rule 1.47(a) status in the prior application, the Office is dispensing with the notice provision in this divisional application.

After this decision is mailed, the application will be returned to the Office of Initial Patent Examination for further processing.

*In re Application of Kosaka, et al.*

Application No. 09/839,978

Page 2

---

Telephone inquiries related to this decision should be directed to the undersigned at 703-306-5593.



Scott M. Ledford  
Senior Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy